

bill No. 272, entitled "An act to make an appropriation for the propagation and preservation of fish, and to build fish-ways and fish-ladders, and to authorize the Governor to appoint a fish commissioner, and to repeal all laws in conflict herewith."

Senator Terrell moved to suspend the rules and put the bill on second reading. Adopted by the following vote:

YEAS—22.

|                   |                    |          |
|-------------------|--------------------|----------|
| Buchanan of Wood, | Houston.           | Powers,  |
| Burges,           | Lair,              | Shannon  |
| Burton,           | Lightfoot,         | Stewart; |
| Cooper,           | Martin of Cooke,   | Stubbs,  |
| Davenport,        | Martin of Navarro, | Swain,   |
| Gooch,            | Moore,             | Terrell, |
| Henderson,        | Patton,            | Wynne.   |
| Hightower,        |                    |          |

NAYS—none.

NOT VOTING—4.

Buchanan of Grimes Ross, Weatherred.  
Rainey,

Bill read second time and passed to third reading.

A quorum not voting, Senator Gooch moved a call of the Senate. Call sustained.

Roll called; absent, Senators Buchanan of Grimes, Buchanan of Wood and Henderson.

Bill went to the table.

Senator Gooch being called, he asked to take up Senate bill No. 223, entitled "An act to regulate the appointment and define the duties of notaries public," and that the Senate disagree to House amendments to said bill. Adopted.

Senator Lair, chairman of the Committee on Private Land Claims, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 28, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Private Land Claims, to whom was referred House bill No. 170, "An act to validate donation land certificate to Joseph Floyd," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

LAIR, for Committee.

Bill read first time.

Senator Hightower's name having been passed, was next called, when he moved to take up House bill No. 170, entitled "An act to validate donation land certificate issued to Joseph Floyd."

Senator Lair moved to suspend the rules and put the bill on its second reading. Adopted by the following vote:

YEAS—23.

|                   |                    |          |
|-------------------|--------------------|----------|
| Buchanan of Wood, | Houston,           | Rainey,  |
| Burges,           | Lair,              | Ross,    |
| Burton,           | Lightfoot,         | Stewart, |
| Cooper,           | Martin of Cooke,   | Stubbs,  |
| Davenport,        | Martin of Navarro, | Swain,   |
| Gooch,            | Moore,             | Terrell, |
| Henderson,        | Patton,            | Wynne.   |
| Hightower,        | Powers,            |          |

NAYS—none.

NOT VOTING—3.

Buchanan of Grimes, Shannon, Weatherred,

Bill read second time and passed to a third reading.

Senator Hightower moved to suspend the rules and put the bill on its third reading. Carried by the following vote:

YEAS—24.

|                   |                    |          |
|-------------------|--------------------|----------|
| Buchanan of Wood, | Houston,           | Rainey,  |
| Burges,           | Lair,              | Ross,    |
| Burton,           | Lightfoot,         | Shannon, |
| Cooper,           | Martin of Cooke,   | Stewart, |
| Davenport,        | Martin of Navarro, | Stubbs,  |
| Gooch,            | Moore,             | Swain,   |
| Henderson,        | Patton,            | Terrell, |
| Hightower,        | Powers,            | Wynne.   |

NAYS—none.

NOT VOTING—2.

Buchanan of Grimes, Weatherred.

Bill read third time and passed by the following vote:

YEAS—24.

|                   |                    |          |
|-------------------|--------------------|----------|
| Buchanan of Wood, | Houston,           | Rainey,  |
| Burges,           | Lair,              | Ross,    |
| Burton,           | Lightfoot,         | Shannon, |
| Cooper,           | Martin of Cooke,   | Stewart, |
| Davenport,        | Martin of Navarro, | Stubbs,  |
| Gooch,            | Moore,             | Swain,   |
| Henderson,        | Patton,            | Terrell, |
| Hightower,        | Powers,            | Wynne.   |

NAYS—none.

NOT VOTING—2.

Buchanan of Grimes, Weatherred,

On motion of Senator Henderson, the Senate adjourned until 9:30 A. M., to-morrow.

## SIXTY-SIXTH DAY.

SENATE CHAMBER,  
AUSTIN, March 29, 1881. }

Senate met pursuant to adjournment.

The President in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Swain, the reading of the journal was dispensed with and the same adopted.

On motion of Senator Cooper, Senator Weatherred was excused, on account of sickness.

Senator Davenport for majority of Committee on Internal Improvements, made the following report:

COMMITTEE ROOM,  
AUSTIN, March 28, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Internal Improvements, to whom was referred Senate bill No. 298, to be entitled "An act to prescribe the duties of railroads to the public, enforce their observance by appropriate penalties, and appoint a civil engineer and prescribe his duties in connection therewith," have partially considered the same.

A majority of your committee are of opinion that, though they fully recognize the fact that some legislation is necessary to place the railroads of the State under proper legal control and supervision, to the end that they may be compelled to comply with their duty to the public as common carriers, that the commerce of the State may not suffer from the effects of unjust and improper discriminations against persons and places, and that the lives of our citizens may be protected as much as possible from accidents occasioned by badly impaired roads and careless management, they do not believe at this late period of the session they can give the subject that careful and deliberate consideration that one of such importance demands. They therefore instruct me to report it back to the Senate and ask to be discharged from its farther consideration.

DAVENPORT, for majority of committee.

Senator Shannon submitted the following minority report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

A minority of your Committee on Internal Improvements, which committee has had under consideration a bill entitled "An act to prescribe the duties of railroads to the public, enforce their observance by appropriate penalties, and to appoint a State civil engineer, and to define his duties," in presenting their differences with the majority of your committee beg leave to make the following report:

1. We believe that some legislation is necessary in regard to railroads in this State; the Constitution requires it, the best interest of the people demand it, and they have been looking forward anxiously to this body for some legislative relief on this subject.

2. The bill presented—in the main the Hutcheson railroad substitute bill, which has for some weeks past been before the House, and has been recently adopted in lieu of an original railroad bill, which was before that body—appears to us to contain features of substantial improvement in the right direction.

1. The first, second and third sections of the bill require railroad companies to keep their roads in proper repair, and to furnish transportation for all freights within a reasonable time after delivery, and

provides appropriate penalties on failure of each company to discharge this duty to the public.

To show the necessity of legislation of the character herein contained, it is only necessary to refer to the history and condition of some of the roads in this State during the past winter. Many accidents have happened; trains have been often delayed, and a number of wrecks have occurred, all on account of the failure of the companies to keep their roads in adequate repair. And during the same period large quantities of cotton and other produce have been held at the various depots along the lines of roads for weeks, and in some instances for months, to the great loss and injury of the people, who depended upon those roads for the facilities of transportation, to get their produce to market. After the recent experience of our people in regard to those matters, who shall say that some legislation is not necessary to enforce these duties of these corporations to the people of this State. We believe they demand it, and we believe we shall be recreant to our duty if we shall fail to give them the relief asked for in this regard.

2. The fourth and fifth sections are with reference to pooling and rebates. The fourth section does not allow competing lines to pool rates, or make division of profits; and the fifth section prevents and punishes rebates, an essential provision, but carrying out the imperative demands of the Constitution of this State. (Article 16, section 25.)

3. Section 6 is a provision reducing passenger rates, and fixing the maximum at three cents a mile a provision in accord with legislation passed through this body at a previous day of the present session, and one which we believe does no wrong to the railroads of this State. Long since they have been carrying passengers who could afford to purchase five hundred or thousand mile tickets at this reduced rate, rendering it more onerous to the poor than to the rich to ride upon these roads; and besides the number of free passes issued by these roads, and the increased passenger traffic that would surely ensue from the reduction of rates, all serves to demonstrate to us that the reduction of rates as proposed will not prove hurtful to the roads.

4. The other sections of the bill are mainly in regard to the State engineer, fixing his authority and defining his duty with reference to the matters stated in the preceding sections, and already referred to in this report. None of these duties, as we regard them, are calculated to work detriment or injury to the railroads of this State, but while regulating their rights and duties, affords some protection to the people in matters wherein they require protection.

We understand it is claimed by the majority of your committee that we have not time to properly consider and mature legislation on the subject of railroads; but we submit that if any one subject has occupied the minds this Legislature more than any other, it has been the subject of railroads. The question of regulating railroads has been much discussed by members of this body, and bills have been before the House and have been elaborately argued in that body, and, at length, from the crucible of thought and discussion has been evolved the bill in question. None of its provisions are of a complex character, and we submit there is yet ample time to give the subject adequate consideration and to formulate such a bill at the present session, tending in the right direction, and which will afford the people some relief. The bill before us, we do not undertake to say is perfect, but we do believe that as far as it goes, it is just alike to the roads and the people, and can be hereafter, if found defective or incomplete, so amended as to meet the wants of the people, without doing injustice or injury to the railroads.

And we hope that the majority report will not be adopted, but that the bill will be considered and amended wherein it may be defective, and passed.

W. R. SHANNON.

Senator Gooch submitted the following minority report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

I agree with the minority that we should consider the bill and try to perfect and pass it, notwithstanding the time to do so is very limited. I do not regard all the provisions of the bill as wise, but most of them are. 1. I think a reduction of passenger fare from five cents per mile to four cents and two cents, as proposed by the Hutcheson bill, is as large a reduction as should be made at one time, or until we shall have had an opportunity to ascertain whether it will diminish the convenience and comfort of travel or not.

2. I think the power given the engineer to stop trains is too great, and that it should be confined to the right to regulate the rate of speed, so as to require passenger trains to run at a rate of speed so slow as to be safe. If passenger and mail trains should be stopped only for a few days on any main line of road it would cause great inconvenience and dissatisfaction, and such power should be lodged with the Governor, if anywhere.

3. I think the bill is defective in that it does not make suitable provision for gathering reliable information for future legislation. Notwithstanding these defects, I think it possible, even now, to perfect the bill and pass it as amended and perfected; and if it is perfected and passed it will, in my judgment, prove a valuable addition to our present law regulating railroads.

JOHN YOUNG GOOCH.

Bill read first time.

A message was received from the House announcing the passage of the following House bills:

House bill No. 490, "An act to authorize towns and villages heretofore incorporated by the Congress of the Republic or the Legislature of the State to amend their charters."

House bill No. 449, "An act to amend article 220 of the Criminal Code."

House bill No. 420, "An act to amend article 425 of chapter 5, title 17, of the Revised Civil Statutes."

House bill No. 489, "An act for the relief of the heirs of Lewis Grooms."

House bill No. 513, "An act to validate certain locations and surveys upon lands situated in the counties of Harde-  
man, Cottle, Archer, Baylor, Wilbarger and Knox."

House bill No. 592, "An act for the relief of the heirs of Henry J. Townsend, deceased."

House bill No. 609, "An act to reorganize the Fourth and Twenty-first Judicial Districts of the State of Texas, to fix the time of holding courts in the different counties composing the same, and to provide for the appointment of a district attorney for the Twenty-first Judicial District."

Also, that the House has adopted the report of the free conference committee on the differences between the two houses on Senate bill No. 35, "An act to amend chapter 130 of the acts of 1879, entitled 'an act to amend section 46 of an act to encourage stockraising and for the protection of stockraisers.'"

And that the House has adopted the report of the committee of free conference on the differences between the two houses on substitute Senate bill No. 102, "An act making an appropriation for the support of the State government for the years beginning March 1, 1881, and ending February 28, 1883."

Also, that the House insists upon its amendments to Senate bill No. 198, entitled "An act to authorize the Governor, State Treasurer and Superintendent of the Penitentiary to contract for conveying convicts from counties where sentenced to the penitentiary," and asks for a committee of free conference.

Senator Rainey, for Judiciary Committee No. 2, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2 beg leave to report that they have considered House bill No. 231, entitled "An act to amend article 690, chapter 3 of the Penal Code of the State of Texas," and I am directed by a majority of the committee to report the bill back to the Senate with the recommendation that it do pass.

STEWART, Chairman.

Bill read first time.

Senator Buchanan of Grimes, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 283, "An act to amend 'an act to adopt and establish the Revised Civil Statutes of the State of Texas,' passed March 17, 1879, by adding thereto article 1215a."

Also, Senate bill No. 288, "An act amending articles 3707, 3758, 3715, 3738, 3744, 3747, 3763 and 3768, chapter 3, title 78, of the Revised Civil Statutes of the State of Texas," and find the same correctly engrossed.

BUCHANAN of Grimes, Chairman.

Senator Moore, chairman Committee on Stock and Stock-raising, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Stock and Stockraising, to whom was referred House bill No. 74, "An act to amend article 4608, title 94, chapter 4, of the Revised Statutes of the State of Texas, to provide for preventing certain animals from running at large in counties and subdivisions," have had the same under consideration, and a majority of the committee instruct me to report it back to the Senate and recommend that it do pass.

MOORE, Chairman.

Senator Powers, for the free conference committee, appointed on Senate bill No. 35, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 28, 1881.

Hon. L. J. Storey, President of the Senate:

Your committee on free conference appointed on the part of the Senate and House of Representatives, to consider the matters of disagreement between the two houses on Senate bill No. 35, entitled "An act to amend chapter 130 of the acts of 1879, entitled 'an act to amend section 46 of an act to encourage stockraising, and for the protection of stockraisers,'" have fully considered said matters of disagreement, and have agreed to report the following amendments to the bill, in lieu of all amendments offered thereto, and recommend their adoption:

Amend by adding to the list of counties exempted from the total operation of the inspection law under the bill, in their alphabetical order, the following: Falls, Goliad, Bastrop, Milam and Orange.

Amend by striking out from the list of counties exempted from the operations of the inspection law under the bill, the counties of Austin, Fayette, Hopkins and Houston.

Amend by exempting the following counties from the operations of the inspection law as far as concerns the inspection of hides alone: Bell, Bosque, Limestone, Calhoun, McLellan, Navarro, Nueces, Somervell, Hood and Victoria."

MARION MARTIN, Chairman,  
A. W. MOORE,  
S. POWERS,  
Senate Committee.  
PERRENOT, Chairman,  
GAITHER,  
FOSTER,  
House Committee.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 495, entitled "An act to authorize and require the issue of patents to lands situated between the Rio Grande and Nueces rivers, the titles to which have been confirmed under the act of February 11, 1860," have had the same under consideration, and a majority of the committee instruct me to report it back to the Senate with the recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

Senator Gooch offered the following resolution:

Resolved, That the clerks of the several committees are hereby directed to assist, and are assigned to the Enrolling and Engrossing Clerks, when not engaged in their duties as committee clerks.

Adopted.

Senator Buchanan of Wood introduced a bill entitled "An act to amend section 5 of an act entitled an act to establish the university of Texas." Bill read by caption and referred to Committee on Education.

Senator Buchanan of Wood, chairman of Committee on Educational Affairs, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Educational Affairs have considered Senate bill No. 299, entitled "An act to amend section 5, of an act entitled 'an act to establish the university of Texas,' passed at the present session of the Legislature," and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BUCHANAN of Wood, Chairman.

Bill read first time.

Senator Buchanan of Wood moved to take up the bill just reported (Senate bill No. 299.) Unanimously adopted.

On motion of Senator Buchanan of Wood, the constitutional rule was suspended and the bill put on its second reading, by the following vote:

YEAS—21.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Houston,           | Powers,  |
| Buchanan of Wood,  | Lair,              | Rainey,  |
| Burges,            | Lightfoot,         | Ross,    |
| Burton,            | Martin of Cooke,   | Shannon, |
| Gooch,             | Martin of Navarro, | Stubbs,  |
| Henderson,         | Moore,             | Swain,   |
| Hightower,         | Patton,            | Wynne.   |

NAYS—none.

NOT VOTING—3.

|            |          |          |
|------------|----------|----------|
| Davenport, | Stewart, | Terrell. |
|------------|----------|----------|

The bill was read second time and ordered engrossed.

On motion of Senator Buchanan of Wood, the constitutional rule was suspended and the bill placed on its third reading, by the following vote:

YEAS—23.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Hightower,         | Powers,  |
| Buchanan of Wood,  | Houston,           | Rainey,  |
| Burges,            | Lair,              | Ross,    |
| Burton,            | Lightfoot,         | Shannon, |
| Cooper,            | Martin of Cooke,   | Stubbs,  |
| Davenport,         | Martin of Navarro, | Swain,   |
| Gooch,             | Moore,             | Wynne.   |
| Henderson,         | Patton,            |          |

NAYS—none.

NOT VOTING—2.

|          |          |
|----------|----------|
| Stewart, | Terrell. |
|----------|----------|

The bill was read the third time and passed by the following vote:

YEAS—21.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Henderson,         | Ross,    |
| Buchanan of Wood,  | Hightower,         | Shannon, |
| Burges,            | Lair,              | Stewart, |
| Burton,            | Lightfoot,         | Stubbs,  |
| Cooper,            | Martin of Cooke,   | Swain,   |
| Davenport,         | Martin of Navarro, | Terrell, |
| Gooch,             | Patton,            | Wynne.   |

NAYS—none.

NOT VOTING—2.

|          |         |         |
|----------|---------|---------|
| Houston, | Powers, | Rainey. |
| Moore,   |         |         |

On motion of Senator Martin of Navarro, the report of the free conference committee on Senate bill No. 35 was adopted.

House joint resolution No. 15, "instructing our Senators and requesting our Representatives in Congress to procure the passage of a joint resolution, by the Congress of the United States, authorizing the Secretary of War to loan to the Adjutant-General of the State of Texas, on his requisition, such camp and garrison equipage as may be needed by the State troops of Texas, at their annual encampment," was taken up as regular business on the Speaker's table, read the third time and passed.

Senator Swain moved to take up House bill No. 74, entitled "An act to amend article 4608, title 94, chapter 4, of the Revised Statutes of the State of Texas, to provide for preventing certain animals from running at large in certain counties and subdivisions." Unanimously adopted.

On motion of Senator Swain, the constitutional rule was suspended and the bill placed upon its second reading by the following vote:

YEAS—22.

|                     |                    |          |
|---------------------|--------------------|----------|
| Buchanan of Grimes, | Lightfoot,         | Ross,    |
| Buchanan of Wood,   | Martin of Cooke,   | Shannon, |
| Burges,             | Martin of Navarro, | Stewart, |
| Burton,             | Moore,             | Stubbs,  |
| Davenport,          | Patton,            | Swain,   |
| Gooch,              | Powers,            | Terrell, |
| Hightower,          | Rainey,            | Wynne.   |
| Lair,               |                    |          |



NAYS—none.  
NOT VOTING—2.

Henderson, Houston.

Bill read second time.

Senator Swain offered the following amendment:

Section 2. Whereas, there is an imperative public necessity existing for a change in the law upon the subject of hogs, sheep and goats running at large in certain counties and subdivisions where the stock law has been voted, when the owner thereof is unknown, thus creating an emergency that demands that the constitutional rule which requires a bill to be read on three several days, be suspended, and it is accordingly suspended; and this act take effect and be in force from and after its passage.

Adopted, and bill passed to third reading.

On motion of Senator Swain, the constitutional rule was suspended, and the bill put on its third reading by the following vote:

YEAS—22.

|                     |                    |                |
|---------------------|--------------------|----------------|
| Buchanan of Grimes, | Houston,           | Powers,        |
| Buchanan of Wood,   | Lair,              | Ross,          |
| Burges,             | Lightfoot,         | Shannon,       |
| Burton,             | Martin of Cooke,   | Stewart,       |
| Davenport,          | Martin of Navarro, | Stubbs,        |
| Gooch,              | Moore,             | Swain,         |
| Henderson,          | Patton,            | Mr. President. |
| Hightower,          |                    |                |

NAYS—none.  
NOT VOTING—2.

Rainey, Terrell.

Bill read third time and passed by the following vote:

YEAS—21.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Hightower,         | Patton,  |
| Buchanan of Wood,  | Houston,           | Powers,  |
| Burges,            | Lair,              | Shannon, |
| Burton,            | Lightfoot,         | Stewart, |
| Davenport,         | Martin of Cooke,   | Stubbs,  |
| Gooch,             | Martin of Navarro, | Swain,   |
| Henderson,         | Moore,             | Wynne.   |

NAYS—none.  
NOT VOTING—3.

Rainey, Ross, Terrell.

Senator Patton, chairman of the Committee on State Affairs, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on State Affairs have considered House bill No. 800, entitled "An act to amend sections 1, 2, 3, 4, 6, 7 and 8 of an act entitled 'an act to provide for the sale of alternate sections of lands in organized counties, as surveyed by railroad companies and other works of internal improvement, and set apart for the benefit of the school fund, to provide for the investment of the proceeds, and to repeal all laws in conflict therewith,' approved July 8, 1879, and to provide for the sale of such lands in unorganized counties," and I am instructed to report the same back to the Senate with the statement that the same bill came from the House to the Senate at an earlier day in the session, for which the Senate passed a substitute, that the House refused to concur in the action of the Senate in adopting the substitute, and I am instructed to recommend that the Senate disagree to this action upon the part of the House, and to ask for a committee of free conference upon such matter of difference.

PATTON, Chairman.

Report of committee adopted, and the President appointed on said free conference committee Senators Shannon, Martin of Cooke, Hightower, Powers and Houston.

Senator Burges moved to take up Senate bill No. 198, entitled "An act to authorize the Governor, State Treasurer and Superintendent of the Penitentiary to contract for conveying convicts from the counties where convicted to the penitentiary," with House amendments, and asked that a committee of free conference be appointed on said bill. Adopted.

The President appointed as a committee of free conference, as asked for by Senator Burges, Senators Swain, Burges and Lair.

Senator Powers moved to take up House bill No. 495, entitled "An act to authorize and require the issue of patents to lands situated between the Rio Grande and Nueces rivers, the titles to which have been confirmed under the act of February 11, 1860." Unanimously adopted, and bill taken up.

On motion of Senator Powers, the constitutional rule was suspended, and the bill put on its second reading by the following vote:

YEAS—22.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Houston,           | Powers,  |
| Buchanan of Wood,  | Lair,              | Rainey,  |
| Burges,            | Lightfoot,         | Shannon, |
| Burton,            | Martin of Cooke,   | Stewart, |
| Davenport,         | Martin of Navarro, | Stubbs,  |
| Gooch,             | Moore,             | Swain,   |
| Henderson,         | Patton,            | Wynne.   |
| Hightower,         |                    |          |

NAYS—none.

NOT VOTING—2.

Ross, Terrell.

Bill read second time.

Senator Powers offered the following amendments: Amend by striking out all after the word "provided," including said word. Adopted.

Also, the following: "The near approach of the close of the session creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended; and it is so suspended." Adopted, and bill passed to third reading.

On motion of Senator Powers, the constitutional rule was suspended, and bill put on its third reading by the following vote:

YEAS—22.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Lair,              | Rainey,  |
| Buchanan of Wood,  | Lightfoot,         | Shannon, |
| Burges,            | Martin of Cooke,   | Stewart, |
| Burton,            | Martin of Navarro, | Stubbs,  |
| Davenport,         | Moore,             | Swain,   |
| Gooch,             | Patton,            | Terrell, |
| Henderson,         | Powers,            | Wynne.   |
| Hightower,         |                    |          |

NAYS—none.

NOT VOTING—2.

Houston, Ross.

Bill read third time and passed by the following vote:

YEAS—21.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Lair,              | Rainey,  |
| Buchanan of Wood,  | Lightfoot,         | Shannon, |
| Burges,            | Martin of Cooke,   | Stewart, |
| Davenport,         | Martin of Navarro, | Stubbs,  |
| Gooch,             | Moore,             | Swain,   |
| Henderson,         | Patton,            | Terrell, |
| Hightower,         | Powers,            | Wynne.   |

NAYS—none.

NOT VOTING—3.

Burton, Houston, Ross.

The following message was received from his Excellency, the Governor:

EXECUTIVE OFFICE,  
AUSTIN, March 29, 1881.

To the Honorable the Senate of the State of Texas:

I respectfully ask your advice and consent to the following appointments: Mr. Frank Willis, of Montague county, to be district judge of the Thirty-fifth Judicial District; Mr. J. N. Browning, of Shackelford county, to be district attorney of the Thirty-fifth Judicial District.

Respectfully submitted,

O. M. ROBERTS, Governor.

Senator Shannon moved that the Senate go into executive session on the appointments embraced in the Governor's message just read at 4 p. m., to-day. Unanimously adopted.

Senator Buchanan of Wood, for Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 299, "An act to amend section 5 of an act entitled 'an act to establish the university of Texas,' passed at the present session of the Legislature," and find the same correctly engrossed.

BUCHANAN of Wood, Chairman

Senator Burton, by leave, introduced a bill entitled "An act for the relief of the Texas veterans who participated on the part of Texas in her struggle for independence with Mexico, including Somervell's command, both those who turned back on the Rio Grande and those who went forward and became what is known as the Mier prisoners." Read by caption and referred to the Committee on State Affairs.

Senator Terrell moved to take up substitute for House bill No. 272, entitled "An act to make an appropriation for the propagation and preservation of fish, and to build fish-ways and fish-ladders, and to authorize the Governor to appoint a fish commissioner, and to repeal all laws in conflict herewith." Unanimously adopted and bill taken up and passed to third reading.

Senator Martin of Cooke moved to suspend the rules and put the bill on its third reading. Carried by the following vote:

YEAS—23.

|                     |                    |          |
|---------------------|--------------------|----------|
| Buchanan of Grimes, | Houston,           | Rainey,  |
| Buchanan of Wood,   | Lair,              | Shannon, |
| Burges,             | Lightfoot,         | Stewart, |
| Burton,             | Martin of Cooke,   | Stubbs,  |
| Davenport,          | Martin of Navarro, | Swain,   |
| Gooch,              | Moore,             | Terrell, |
| Henderson,          | Patton,            | Wynne.   |
| Hightower,          | Powers,            |          |

NAYS—none.

Bill read third time and passed by the following vote:

YEAS—23.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Houston,           | Ross,    |
| Buchanan of Wood,  | Lair,              | Shannon, |
| Burges,            | Lightfoot,         | Stewart, |
| Burton,            | Martin of Cooke,   | Stubbs,  |
| Davenport,         | Martin of Navarro, | Swain,   |
| Gooch,             | Moore,             | Terrell, |
| Henderson,         | Patton,            | Wynne.   |
| Hightower,         | Rainey,            |          |

NAYS—none.

NOT VOTING.

Powers.

Senator Rainey moved to take up House bill No. 319. The bill not reported from the committee, and the motion was withdrawn.

Senator Terrell, chairman of the Committee on Finance, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Finance, to whom was referred House bill No. 610, "An act to make an appropriation for the per diem pay of the officers, members and employees of the Seventeenth Legislature of the State of Texas," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

Senator Terrell moved to take up the bill just reported (House bill No. 610). Unanimously adopted, and bill taken up.

Senator Terrell moved to suspend the rules and put the bill on its second reading. Adopted by the following vote:

YEAS—23.

|                    |                  |          |
|--------------------|------------------|----------|
| Buchanan of Grimes | Houston,         | Rainey,  |
| Buchanan of Wood,  | Lair,            | Shannon, |
| Burges,            | Lightfoot,       | Stewart, |
| Burton,            | Martin of Cooke, | Stubbs,  |

Davenport,  
Gooch,  
Henderson,  
Hightower,

Martin of Navarro,  
Moore,  
Patton,  
Powers,

Swain,  
Terrell,  
Wynne.

NAYS—none.

NOT VOTING.

Ross.

Bill read second time and passed to third reading.

Senator Stubbs moved to suspend the rules and put the bill on its third reading. Adopted by the following vote:

YEAS—16.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Houston,           | Rainey,  |
| Buchanan of Wood,  | Lair,              | Ross,    |
| Burges,            | Lightfoot,         | Shannon, |
| Burton,            | Martin of Cooke,   | Stewart, |
| Davenport,         | Martin of Navarro, | Stubbs,  |
| Gooch,             | Moore,             | Swain,   |
| Henderson,         | Patton,            | Terrell, |
| Hightower,         | Powers,            | Wynne.   |

NAYS—none.

Bill read third time and passed by the following vote:

YEAS—24.

|                     |                    |          |
|---------------------|--------------------|----------|
| Buchanan of Grimes, | Houston,           | Rainey,  |
| Buchanan of Wood,   | Lair,              | Ross,    |
| Burges,             | Lightfoot,         | Shannon, |
| Burton,             | Martin of Cooke,   | Stewart, |
| Davenport,          | Martin of Navarro, | Stubbs,  |
| Gooch,              | Moore,             | Swain,   |
| Henderson,          | Patton,            | Terrell, |
| Hightower,          | Powers,            | Wynne.   |

NAYS—none.

Senate bill No. 261½, entitled "An act declaring the amounts due by certain railroad companies for loans from the common school fund, and to provide for the collection of the same, and making an appropriation therefor," was taken up.

Senator Wynne offered the following amendment: Amend by adding the following:

Section 3. The public interest urgently requiring some legislation at the present session of the Legislature upon the subject embraced in this bill, and the fact that only two entire days intervene between this and the day fixed for adjournment, makes it imperatively necessary to suspend the constitutional rule requiring this bill to be read on three several days to insure its passage; and said rule is suspended. The necessity that this bill, if passed into a law, should go into effect from and after its passage, that there may be immediate relief afforded by it, creates an emergency under which this act should take effect and be in force from and after its passage; and it is so enacted.

Adopted.

Senator Patton offered the following amendment: On pages 2 and 3 strike out sections 1, 2 and 3.

Senator Burges offered a substitute for the pending amendment and the bill.

Substitute ruled out of order until the friends of the bill had an opportunity to perfect the same.

Senator Terrell offered the following as a substitute for the pending amendment of Senator Patton: Page 2, line 15, strike out and insert "whereas" it is believed; page 2, line 23, strike out all to word "Houston," and insert "whereas the;" page 2, line 30, strike out all to the word "the," and insert "whereas it is believed;" page 3, line 4, strike out, in line 4, the words "section 4," and insert "whereas it is believed;" amend page 3, line 14, by striking out the whole line down to the word "from," in line 15, and insert: "Section 1. *Be it therefore further enacted by the Legislature of the State of Texas,* That the Governor is directed to demand payment of the whole of said loans now due and collectable;" amend section 6, line 23, by striking out the figure 5, and inserting figure 1.

Senator Patton moved a call of the Senate. Call sustained.

Roll called; absent, Senators Duncan and Burton.

The pending bill then went to the table.

Senator Wynne moved to excuse Senator Duncan for the day. Adopted by the following vote:

## YEAS—18.

|                     |            |          |
|---------------------|------------|----------|
| Buchanan of Grimes, | Houston,   | Shannon, |
| Buchanan of Wood,   | Lair,      | Stewart, |
| Cooper,             | Lightfoot, | Stubbs,  |
| Gooch,              | Powers,    | Swain,   |
| Henderson,          | Rainey,    | Terrell, |
| Hightower,          | Ross,      | Wynne.   |

## NAYS—6.

|            |                    |         |
|------------|--------------------|---------|
| Burges,    | Martin of Cooke,   | Moore,  |
| Davenport, | Martin of Navarro, | Patton. |

## ABSENT, NOT VOTING.

Burton.

A message was received from the House announcing the passage by that body of the following bills:

Senate bill No. 117, entitled "An act to amend article 245, chapter 2, of the Revised Civil Statutes, and to repeal article 247, chapter 2, of the same."

Senate joint resolution granting W. E. Collard, Judge Ninth Judicial District of the State of Texas, and T. L. Nugent, Judge of the Thirtieth Judicial District, permission to absent themselves from the State, with amendments.

Senate bill No. 223, entitled "An act to regulate the appointment and define the duties of notaries public."

Also, the appointment of the following committee of free conference on Senate bill No. 198 (penitentiary bill): Messrs. Daniels, Granbury, Traylor, McComb and L. batt.

Senator Terrell, chairman of Committee on Finance, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 28, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Finance, to whom was referred House bill No. 810, entitled "An act for the relief of persons whose lands have been rendered for taxation and also placed upon the unrendered rolls," have considered the same, and instruct me to report it back with recommendation that, with the accompanying amendments, it do pass.

TERRELL, Chairman.

## AMENDMENTS.

1. Amend section 2, lines 26 and 27, by striking out the words "that he believes the same to be," and insert "that the same is."

2. Amend section 2 by inserting after the "correct," line 27, the following: "And."

Bill read first time.

House bill No. 320, entitled "An act to provide for the mode and manner of conducting proceedings in cases of contested elections, and creating tribunals for that purpose, and to repeal articles 1719 to 1753, inclusive, of chapter 6, title 34 of the Revised Civil Statutes, etc.," was taken up.

The President took up and referred the following House bills, received from the House this morning:

House bill No. 592, to Committee on Private Land Claims.

House bill No. 499, to Judiciary Committee No. 1.

House bill No. 420, to same committee.

House bill No. 449, to Judiciary Committee No. 2.

House bill No. 489, to Committee on Private Land Claims.

House bill No. 513, to Judiciary Committee No. 1.

House bill No. 609, to Committee on Judicial Districts.

On motion of Senator Terrell, the Senate adjourned until 3:30 P. M.

## AFTERNOON SESSION.

Senate met pursuant to adjournment.

The President in the chair.

Roll called; quorum present.

Under the rule of evening call, Senator Houston called up House bill No. 499, "An act to authorize towns and villages heretofore incorporated by the Congress of the Re-

public or the Legislature of the State to amend their charters."

The bill being in the hands of the committee, Senator Houston moved that it be withdrawn in order to enable the Senate to act upon it to-day. The motion prevailed.

The bill was withdrawn and read first time.

On motion of Senator Houston, the rules were suspended and the bill placed upon its second reading, by the following vote:

## YEAS—21.

|                     |            |          |
|---------------------|------------|----------|
| Buchanan of Grimes, | Hightower, | Ross,    |
| Buchanan of Wood,   | Houston,   | Shannon, |
| Burges,             | Lair,      | Stewart, |
| Burton,             | Moore,     | Stubbs,  |
| Cooper,             | Patton,    | Swain,   |
| Davenport,          | Powers,    | Terrell, |
| Henderson,          | Rainey,    | Wynne.   |

## NAYS—none.

## NOT VOTING—4.

|        |                  |                    |
|--------|------------------|--------------------|
| Gooch, | Martin of Cooke, | Martin of Navarro. |
|--------|------------------|--------------------|

Lightfoot,

Bill read second time.

(Senator Lair in the chair.)

The following amendment was offered by Senator Houston: "The early day fixed for adjournment creates an imperative public necessity for the suspension of the constitutional rule requiring this bill to be read on three several days, and it is so suspended." Adopted and bill passed to third reading.

On motion of Senator Houston, the constitutional rule was suspended and bill put on third reading by the following vote:

## YEAS—21.

|                     |            |          |
|---------------------|------------|----------|
| Buchanan of Grimes, | Hightower, | Ross,    |
| Buchanan of Wood,   | Houston,   | Shannon, |
| Burges,             | Lair,      | Stewart, |
| Burton,             | Moore,     | Stubbs,  |
| Cooper,             | Patton,    | Swain,   |
| Davenport,          | Powers,    | Terrell, |
| Henderson,          | Rainey,    | Wynne.   |

## NAYS—none.

## NOT VOTING—4.

|        |                  |                    |
|--------|------------------|--------------------|
| Gooch, | Martin of Cooke, | Martin of Navarro. |
|--------|------------------|--------------------|

Lightfoot,

Bill read third time and passed.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 20, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 513, entitled "An act to validate certain locations and surveys upon lands situated in the counties of Hardeman, Cottle, Archer, Baylor, Wilbarger and Knox," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

Senator Terrell, chairman of the Finance Committee, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 20, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Finance, to whom was referred House bill No. 429, "An act to authorize counties to fund their bonded indebtedness, and to provide means to pay the same," have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

(President in the chair.)

The President gave notice of the signing of House joint resolution No. 15, "instructing our Senators and requesting our Representatives in Congress to procure the passage of a joint resolution by the Congress of the United States,



authorizing the Secretary of War to loan to the Adjutant-General of the State of Texas, on his requisition, such camp and garrison equipage as may be needed by the State troops of Texas at their annual encampment."

The following bills were read by caption and signed by the President:

Senate substitute for House bill No. 566, "An act making appropriations for deficiencies for the years beginning March 1, 1879, and ending February 28, 1881."

Senate bill No. 267, "An act to authorize the Governor to appoint a district attorney for the Fifteenth Judicial District."

Senate bill No. 130, "An act authorizing district courts to transfer cases of administration of estates of deceased persons, and guardianships of minors, persons of unsound mind and habitual drunkards, pending before them, to the county courts."

Senate bill No. 242, "An act to amend article 4333 of the Revised Civil Statutes of the State of Texas."

Senate bill No. 17, "An act making the office of county surveyor an office of record."

Senate bill No. 138, "An act for the relief of Thomas B. Hearne."

Senate bill No. 293, "An act for holding a special term of the district court in the county of Freestone for the trial of criminal causes, and for such other business of a criminal nature as may be lawfully considered the district court."

Senate joint resolution No. 41, "making an appropriation for the settlement of the Toby claim."

Senate joint resolution No. 36, "Expressing sympathy for the people of Ireland in their struggle against the oppressive system of British landlordism."

Senator Rainey entered a motion to reconsider House bill No. 242.

A message was received from the House, announcing the passage of Senate bill No. 95, with House amendments. (This bill is an act for the relief of Mrs. Malinda Hyde.)

Also, that the House adheres to its refusal to adopt Senate substitute for House bill No. 309, and appoints Messrs. Matlock, Peacock, Smith of Titus, Traylor and Moursund as a committee of free conference on the difference between the two houses on said bill.

Also, that Messrs. Daniel, McComb, Granbury, Traylor and Labatt have been appointed committee of free conference on the part of the House on differences between the two houses arising from House amendments to Senate bill No. 198 (the penitentiary bill).

Senator Swain submitted the following report on Senate bill No. 198:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

To the President of the Senate and Speaker of the House of Representatives:

Your committee on free conference, appointed to consider the matters of disagreement between the Senate and House on Senate bill No. 198, "An act to authorize the Governor, State Treasurer and Superintendent of the Penitentiary to contract for conveying convicts from the counties where sentenced to the penitentiary," have considered the same, and beg leave to recommend that the House recede from its first and third amendments to said bill.

J. W. DANIEL, Chairman,  
J. E. MCCOMB,  
G. W. GRANBURY,  
H. J. LABATT,

House Committee.  
SWAIN, Chairman,  
W. H. BURGESS,  
WM. D. LAIR,

Senate Committee.  
COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

The undersigned member of free conference committee on Senate

bill No. 198, appointed to adjust the differences between the two houses in regard to the two House amendments to said bill, begs leave to respectfully dissent from the majority report of said committee recommending that the House recede from its amendments, and instead thereof recommends that the House do not recede from its amendment in line 4, section 1, of the printed bill, unless it be to extend the contract to some date in 1883, after the meeting of the Eighteenth Legislature, giving ample time for the Legislature to provide for making a new contract in case the board provided for by law did not make a contract for transporting the prisoners by the lessees when the penitentiary is leased; and that the House do not recede, but insist upon its second amendment at the end of section 1. Respectfully submitted.

JNO. H. TRAYLOR.

Senator Swain moved that the majority report be adopted. Carried.

When Senator Lair's name was called, he asked to take up Senate bill No. 280, "An act to amend article 1092, chapter 4, title 15, of the Revised Criminal Code, relating to the fees of county attorneys."

Read second time.

Senator Houston offered the following amendment: Amend by striking out "Revised Criminal Code" and insert "Code of Criminal Procedure." Adopted, and the bill ordered engrossed by the following vote:

YEAS—16.

|            |                    |          |
|------------|--------------------|----------|
| Burges,    | Lightfoot,         | Shannon, |
| Burton,    | Martin of Navarro, | Stewart, |
| Davenport, | Moore,             | Stubbs,  |
| Hightower, | Powers,            | Terrell, |
| Houston,   | Ross,              | Wynne.   |
| Lair,      |                    |          |

NAYS—5.

|                    |            |         |
|--------------------|------------|---------|
| Buchanan of Grimes | Cooper,    | Rainey. |
| Buchanan of Wood,  | Henderson, |         |

NOT VOTING—3.

|        |                  |         |
|--------|------------------|---------|
| Gooch, | Martin of Cooke, | Patton. |
|--------|------------------|---------|

Senator Stewart submitted the following report as chairman of Judiciary Committee No. 2:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2 beg leave to report that they have considered House bill No. 449, entitled "An act to amend article 220 of the Criminal Code," and I am instructed by a majority of the committee to report the bill back to the Senate with the recommendation that it do pass.

STEWART, Chairman.

Bill read first time.

Senator Henderson, by leave, introduced a bill entitled "An act supplementary to and amendatory of an act entitled 'an act making appropriations for deficiencies beginning March 1, 1879, and ending February 28, 1881,' and for previous years." Read by caption and referred to Committee on Finance.

Four o'clock P. M., the Senate went into executive session.

IN SENATE.

Senator Houston moved that the result of the executive session just held be entered on the journals, and that the Secretary be required to inform the Governor of the same.

The district judge and district attorney appointed, as shown by the Governor's message of to-day, were confirmed in the executive session just held.

A message was received from the House, announcing the passage of House substitute for Senate bill No. 175, entitled "An act to amend article 3994 of title 80 of the Revised Civil Statutes."

The President took up the bill just reported and referred it to the Committee on Public Printing.

Senator Terrell, chairman of the Committee on Finance, by leave, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Finance, to whom was referred a bill entitled

"An act supplementary to and amendatory of an act entitled 'an act making appropriations for deficiencies beginning March 1, 1879, and ending February 28, 1881, and for previous years, said act passed March 24, 1881,' have examined same, and have the honor to recommend that it do pass.

TERRELL, Chairman.

Bill read first time.

Senator Lair, chairman of the Committee on Private Land Claims, by leave, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Private Land Claims, to whom was referred House bill No. 592, "An act for the relief of the heirs of Henry J. Townsend, deceased," have considered the same and direct me to report it back with the recommendation that it do pass.

LAIR, for Committee.

Bill read first time.

Senator Cooper, chairman of Committee on Enrolled Bills, submitted the following reports:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate joint resolution No. 41, "Joint resolution making an appropriation for the settlement of Thomas Toby claim," and find same correctly enrolled and properly signed, and at 4:15 o'clock P. M., on this day, presented the same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills, have carefully examined and compared Senate bill No. 267, "An act to authorize the Governor to appoint a district attorney for the Fifteenth Judicial District," and find same correctly enrolled and properly signed, and at 4:15 o'clock, P. M., this day, presented the same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 293, "An act for holding a special term of the district court in the county of Freestone, for the trial of criminal causes, and for such other business of a criminal nature as may be lawfully considered in the district court," and find the same correctly enrolled and properly signed, and at 4:15 o'clock P. M., this day, presented the same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 130, "An act authorizing district courts to transfer cases of administration of estates of deceased persons, and guardianships of minors, persons of unsound mind and habitual drunkards pending before them to the county courts," and find same correctly enrolled and properly signed, and on this day, at 4:15 o'clock P. M., presented same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 17, "An act making the office of county surveyor an office of record," and find same correctly enrolled and properly signed, and on this day, at 4:15 o'clock P. M., presented same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 138, "An act for the relief Thomas B. Hearne," and find same correctly enrolled and properly signed, and on this day, at 4:15 o'clock P. M., presented same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and

compared Senate joint resolution No. 38, "Joint resolution expressing sympathy for the people of Ireland in their struggle against the oppressive system of British landlordism," and find same correctly enrolled and properly signed, and at 4:15 o'clock P. M., on this day, presented same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate substitute for House bill No. 566, "An act making appropriations for deficiencies beginning March 1, 1879, and ending February 28, 1881, and for previous years," and find the same correctly enrolled and properly signed, and at 4:15 o'clock P. M., on this day, presented same to the Governor for his signature.

COOPER, Chairman.

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 242, "An act to amend article 4833 of the Revised Civil Statutes of the State of Texas, adopted February 21, 1879, and to provide for the registration of instruments relating to real estate in unorganized counties," and find same correctly enrolled and properly signed, and at 4:15 o'clock P. M., on this day, presented same to the Governor for his signature.

COOPER, Chairman.

Senator Lightfoot, when his name was reached, called up House bill No. 429, entitled "An act to authorize counties to fund their bonded indebtedness, and to provide means to pay the same."

On motion of Senator Stubbs, the rules were suspended, and bill put upon its second reading by the following vote:

YEAS—24.

|                    |                    |          |
|--------------------|--------------------|----------|
| Buchanan of Grimes | Hightower,         | Rainey,  |
| Buchanan of Wood,  | Houston,           | Ross,    |
| Burges,            | Lair,              | Shannon. |
| Burton,            | Lightfoot,         | Stewart, |
| Cooper,            | Martin of Navarro, | Stubbs,  |
| Davenport,         | Moore,             | Swain,   |
| Gooch,             | Patton,            | Terrell, |
| Henderson,         | Powers,            | Wynne.   |

NAYS—none.

NOT VOTING.

Martin of Cooke.

Bill read second time.

On motion of Senator Stubbs, the bill was postponed until to-morrow morning.

On motion of Senator Buchanan of Wood, Senator Houston was indefinitely excused.

Senator Wynne, for the Committee on Judicial Districts, by leave, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, March 29, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Judicial Districts, to whom was referred House bill No. 130, "An act to amend section 10 of 'an act establishing the Tenth, Twelfth, Thirteenth, Twenty-eighth, Twenty-ninth and Thirtieth Judicial Districts, prescribing the time of holding the districts courts therein,' etc., approved February 22, 1879," have had the same under consideration, and a majority of said committee instruct me to report the same back to the Senate and recommend its passage.

WYNNE, for Committee.

Senator Shannon gave notice of a minority report.

Senator Martin of Navarro moved to take up Senate bill No. 95, entitled "An act to be entitled 'an act for the relief of Mrs. Marinda Hyde,' with House amendments, and that the Senate concur in said amendments. Adopted.

On motion of Senator Davenport, the Senate adjourned until 9:30 A. M. to-morrow.

## SIXTY-SEVENTH DAY.

SENATE CHAMBER, }  
AUSTIN, March 30, 1881. }

Senate met pursuant to adjournment.  
The President in the chair.